

**FILED BY**

**AUG 08 2005**

Thomas M. Gould, Clerk  
U. S. District Court  
W. D. OF TN, Memphis

**JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION**

**AUG - 1 2005**

**FILED  
CLERK'S OFFICE .**

***DOCKET NO. 1596***

***BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION  
IN RE ZYPREXA PRODUCTS LIABILITY LITIGATION***

*William Berresheim, et al. v. Eli Lilly & Co., W.D. Tennessee, C.A. No. 2:05-2291* ✕

***ORDER VACATING CONDITIONAL TRANSFER ORDER***

A conditional transfer order was filed in this action (*Berresheim*) on May 17, 2005. In the absence of any opposition, the conditional transfer order was finalized with respect to *Berresheim* on June 2, 2005, but pursuant to 28 U.S.C. § 1407(c), the Panel's transfer of *Berresheim* did not become effective until June 28, 2005, the date the transfer order was filed in the office of the clerk of the transferee court (the Eastern District of New York). Prior to that date, however, *Berresheim* was dismissed in the Western District of Tennessee by the Honorable J. Daniel Breen in an order filed on June 6, 2005.

IT IS THEREFORE ORDERED that the Panel's conditional transfer order designated as "CTO-23" filed on May 17, 2005, is VACATED insofar as it relates to this action.

FOR THE PANEL:

*Michael J. Beck*

Michael J. Beck  
Clerk of the Panel



## Notice of Distribution

This notice confirms a copy of the document docketed as number 8 in case 2:05-CV-02291 was distributed by fax, mail, or direct printing on August 10, 2005 to the parties listed.

---

Jimmy Moore  
CIRCUIT COURT, 30TH JUDICIAL DISTRICT  
140 Adams Ave.  
Rm. 224  
Memphis, TN 38103

Jill M. Steinberg  
BAKER DONELSON BEARMAN CALDWELL & BERKOWITZ  
165 Madison Ave.  
Ste. 2000  
Memphis, TN 38103

Marianne Bell Matthews  
BAKER DONELSON BEARMAN CALDWELL & BERKOWITZ  
165 Madison Ave.  
Ste. 2000  
Memphis, TN 38103

Sam B. Blair  
BAKER DONELSON BEARMAN CALDWELL & BERKOWITZ  
165 Madison Ave.  
Ste. 2000  
Memphis, TN 38103

Patrick M. Ardis  
WOLFF ARDIS  
5810 Shelby Oaks Dr.  
Memphis, TN 38134

Honorable J. Breen  
US DISTRICT COURT